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6 Attorneys for Plaintiffs  
CONTINENTAL INSURANCE COMPANY and  
APPLE COMPUTER, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

\*E-FILED - 6/28/07\*

12           CONTINENTAL INSURANCE COMPANY,)  
13           a South Carolina corporation, and APPLE )  
14           COMPUTER, INC., a California corporation,)  
15    Plaintiffs,  
16           UTI, UNITED STATES, INC., a New York )  
17           corporation; CUSTOM AIR TRUCKING, )  
18           INC., a California corporation; FUTURA )  
19           ENTERPRISES, INC., a California )  
20           corporation; RUBEN FRANCISCO, )  
21           individually and doing business as )  
22           LIGHTNING SERVICES; and DOES 1 )  
             through 100, inclusive,  
  Defendants.  

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AND RELATED CROSS-CLAIMS )

24 TO ALL PARTIES AND THEIR ATTORNEY S OF RECORD:  
25 IT IS HEREBY STIPULATED by and between Plaintiffs Continental  
26 Insurance Company and Apple Computer, Inc., through their designated counsel  
27 and Defendants, through their designated counsel, that the above-captioned action,

1 including Plaintiffs Complaint, in their entirety, be dismissed with prejudice  
2 pursuant to FRCP 41(a)(1). All sides agree to bear their own costs.  
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4 Date: May 23, 2007

BROWN & ASSOCIATES, PLC

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By: /s/ Adam C. Brown

ADAM C. BROWN

Attorneys for Plaintiffs

CONTINENTAL INSURANCE

COMPANY and APPLE COMPUTER,

INC

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Date: May 23, 2007

FORGIE & LEONARD, LLP

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By: /s/ Arthur A. Leonard

ARTHUR A. LEONARD

Attorneys for Defendant

UTi, UNITED STATES, INC.

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Date: May 23, 2007

COUNTRYMAN & McDANIEL

By /s/ Cameron W. Roberts

CAMERON W. ROBERTS

Attorneys for Defendant

CUSTOM AIR TRUCKING, INC.

Date: May 23, 2007

By /s/ Miles L. Kavaller

MILES L. KAVALLER

Attorneys for Defendant

FUTURA ENTERPRISES, INC.

IT IS SO ORDERED:

Date: 6/28, 2007

*Ronald M. Whyte*  
HONORABLE RONALD M. WHYTE